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PATENT

ATTORNEY DOCKET NO. 04163-0120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

R. Eric Montgomery

Serial No.: 10/039,935

Filed: November 1, 2001

Title: TOOTH BLEACHING COMPOSITIONS

Examiner: Shep K. Rose

Art Unit: 1614

Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND RESPONSE TO OFFICE ACTION

This is in response to the Office Action dated September 9, 2002. Please amend the above-identified application as follows.

In the Claims:

Please cancel claims 17 to 41 without prejudice to the filing of any appropriate continuation action.

Please add the following claims:

Bl --42. (New) A kit including a first tube and a second tube, the tubes adapted to keep apart two formulations, the first tube and second tube respectively include:

a first formulation comprising hydrogen peroxide and an aqueous carrier wherein the first formulation is substantially free of alkaline pH adjusting agent; and

a second formulation comprising an alkaline pH-adjusting agent and wherein the second formulation is substantially free of the hydrogen peroxide;

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